

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)
7404-572

In re Application of: William Crismore et al.

Application No. 10/693,305

Filed: October 24, 2003

For: ELECTROCHEMICAL BIOSENSOR TEST STRIP

The owners, Roche Diagnostics Operations, Inc. and Corange International Limited, of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/692,031, filed on October 23, 2003, and Application Number 10/693,305 filed October 24, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

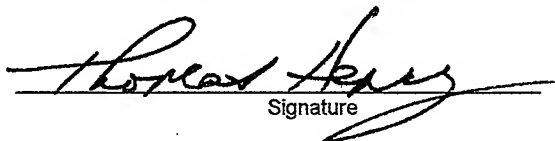
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 28,309


Signature

December 21, 2007
Date

Thomas Q. Henry
Typed or Printed Name

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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